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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/663,456	09/16/2003	Dean Hedin	5887-308US	2195

570 7590 01/08/2007  
AKIN GUMP STRAUSS HAUER & FELD L.L.P.  
ONE COMMERCE SQUARE  
2005 MARKET STREET, SUITE 2200  
PHILADELPHIA, PA 19103

EXAMINER
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SPRIGG, SEAN M

ART UNIT	PAPER NUMBER
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3714

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	01/08/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

# Office Action Summary

Application No.

10/663,456

Applicant(s)

HEDIN ET AL.

Examiner

Sean Sprigg

Art Unit

3714

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 19 July 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-14 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 19 July 2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

**DETAILED ACTION**

***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over LeMay'213 in view of Houriet'799 (USPN 5,743,799).

**Claims 1-14:** LeMay'213 discloses a system having a first amusement device (see Fig. 10 lead line 61) with memory (see lead line 226 proximate lead line 61) and a controller (see lead line 224 proximate lead line 61) that is connected to a first shared resource device (see lead line proximate lead line 61), is in communication with the second amusement device (see Fig. 10, lead lines 71 and 62, and par. 110), and is configured to access and control a second shared resource device through a second amusement device (see pars. 43, 51, 55, 110, and 119), and a second amusement device (see Fig. 10 lead line 62) with memory (see lead line 226 proximate lead line 62) and a controller (see lead line 224 proximate lead line 62) that is connected to a second shared resource device (see lead line proximate lead line 62), is in communication with the first amusement device (see Fig. 10, lead lines 71 and 61, and par. 110), and is configured to access and control the first shared resource device through the first amusement device (see pars. 43, 51, 55, 110, and 119). LeMay'213 discloses

that the shared resource could be many devices including a printer, card reader, bill validator, video display, a communication device, or an input device of a touchscreen or a keypad/keyboard (see par. 19). LeMay'213 discloses that one or both of the amusement devices has an audio system attached (see pars. 19, 42, and 54). LeMay'213 discloses that the communication is over a LAN, WAN, wireless communication system, hardwired communication system, or a point-to-point connection (see pars. 51 and 110). LeMay'213 discloses that the controller of the first amusement device runs a terminal server application upon a request of the controller of the second amusement device (see par. 23), the terminal server application is configured to accept commands to control inputs/outputs of the first amusement device controller (see par. 44), and that the second amusement device controller controls the shared resource device by commanding the inputs/outputs of the first amusement device using the terminal server application (see pars. 23 and 44). LeMay'213 also discloses that the first and second amusement devices can simultaneously access and control each other's shared resource device by disclosing that each controller can access and control the shared devices of another gaming machine and disclosing that so long as a single shared device is not being currently controlled, it is available for use by the requesting controller, thereby implying that a first amusement device can control the second amusement device's peripherals while the second amusement device controls the first amusement device's peripherals (see par. 45). LeMay'213 also discloses that there are a plurality of additional amusement

devices (see Fig. 10 lead line 63 and par.119) each with memory (see lead line 226 proximate lead line 63) and a controller (see lead line 224 proximate lead line 63), wherein each of the additional amusement devices is in communication with the first and second amusement devices (see Fig. 10, lead lines 71, 61 and 62, and par. 110) and is configured to access and control the first and second shared resource devices through the first and second amusement devices (see pars. 43, 51, 55, 110, and 119), individually and simultaneously (see par. 45 and discussion of simultaneous control above). LeMay'213 also discloses a method of controlling a shared resource in a networked system of devices such as the one described above, wherein the method has the steps of using the second controller to make a request that the first controller run a terminal server application, and controlling the shared resource device using the second controller by commanding the inputs/outputs of the first amusement device using the terminal server application (see par. 23). However, LeMay'213 does not appear to disclose a system or method with a memory device on the first amusement device including a plurality of games selectable for play by a user of the first device.

However, Houriet'799 teaches a gaming system and method that includes a memory including a plurality of games selectable for play by a user of the device (Fig. 2, Fig. 4, and col.6 lines 62-67). Houriet'799 teaches that it is desirable to include a plurality of games on a memory device within a gaming

machine for the purpose of easily and quickly providing games to a player and increasing the entertainment value of the machine (col. 2 lines 1-11).

It would have therefore been obvious to one of ordinary skill in the art at the time the invention was made to have modified LeMay'213 with a gaming machine that has a plurality of games on a memory device as taught by Houriet'799 for the purpose of easily and quickly providing games to a player and increasing the entertainment value of the machine.

***Response to Arguments***

3. Applicant's arguments with respect to claims 1-14 have been considered but are moot in view of the new ground(s) of rejection. Please refer to the above rejection.

***Conclusion***

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Itkis'787 (USPN 4,856,787, Houriet'717 (USPN 5,575,717).
5. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any

extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sean Sprigg whose telephone number is (571) 272-5562. The examiner can normally be reached on Monday - Friday, 9:00-5:30.

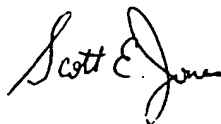
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert P. Olszewski can be reached on (571) 272-6788. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

SMS

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Art Unit: 3714

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A handwritten signature in black ink, appearing to read "Scott E. Jones". The signature is fluid and cursive, with the first name "Scott" and last name "Jones" being clearly legible, and "E." as a middle initial.

12/26/06

**SCOTT JONES**  
**PRIMARY EXAMINER**